

TRANSFERRED OUT

U.S. District Court
Northern District of Alabama (Southern)
CIVIL DOCKET FOR CASE #: 2:04-cv-03342-WMA

McClellan v. Bureau of Prisons
Assigned to: Judge William M Acker, Jr
Cause: 05:552 Freedom of Information Act

Date Filed: 11/29/2004
Date Terminated: 10/18/2005
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**Samuel L McClellan**

represented by **Samuel L McClellan**
22898-001
FCI Yazoo City – Satellite Camp
P.O. Box 5000
Yazoo City, MS 39194
PRO SE

V.

Defendant**Bureau of Prisons**

represented by **Winfield J Sinclair**
OFFICE OF THE ATTORNEY
GENERAL
501 Washington Avenue
Montgomery, AL 36130-0152
334-353-9110
Fax: 334-353-8440
Email: wsinclair@ago.state.al.us
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/29/2004	<u>1</u>	COMPLAINT for damages under the Freedom of Information & Privacy Act 5 USC 552 es quir, filed by Samuel L McClellan.(SFH,) Modified on 3/22/2005 (CTS,). (Entered: 12/02/2004)
11/29/2004	<u>2</u>	MOTION (application) for Leave to Proceed in forma pauperis by Samuel L McClellan. (SFH,) (Entered: 12/02/2004)
12/08/2004	<u>3</u>	Case Reassigned to Judge Robert R Armstrong. Judge Paul W Greene no longer assigned to the case. Please use CV-04-RRA-3342-S on all subsequent pleadings. (SFH,) (Entered: 12/08/2004)
02/25/2005	<u>4</u>	MOTION to Appoint Counsel and issuance of summons by Samuel L McClellan. (CTS,) (Entered: 02/28/2005)
03/07/2005	<u>5</u>	ORDER as set out denying <u>2</u> Motion for Leave to Proceed in forma pauperis . ORDERED that pet pay the \$5.00 filing fee w/in 30 days of entry of this order. Signed by Judge Robert R Armstrong on 3/7/05. (CTS,) Modified on 3/22/2005 (CTS,). (This Order withdrawn per Order of 3/22/05, doc #6) (Entered: 03/07/2005)
03/17/2005		Filing fee: \$ 5.00, receipt number 200-213638 (CTS,) (Entered: 03/17/2005)
03/18/2005		ORDER denying <u>4</u> Motion to Appoint Counsel, as to the issuance of summons, <u>4</u> , an order will be issued requiring the respondents to file an answer. Signed by Judge Robert R Armstrong on 03/18/2005. (JSR,) (Entered: 03/18/2005)
03/22/2005	<u>6</u>	ORDER as set out w/drawing order of 3/7/05 requiring pla to pay a filing fee of \$5.00 as case is not a habeas corpus case, and advising pla that he is ORDERED to

		pay an initial partial payment of \$9.80 less the \$5.00 he has already paid, for an initial partial filing fee due of \$4.80 plus monthly installments there after until the filing fee of \$150.00 has been paid in full; pla must sign the attached Prisoner Consent Form & return it together w/ the \$4.80 to the Clerk w/in 30 days fm entry of this order. Signed by Judge Robert R Armstrong on 3/22/05. (w/ attached Prisoner Consent Form)(CTS,) (Entered: 03/22/2005)
04/05/2005		PARTIAL Filing fee: \$ 5.00, receipt number 200-214104 (CTS,) (Entered: 04/05/2005)
04/08/2005	<u>7</u>	ORDER that pla has 15 days fm date of this order to sign and return the Prison Consent Form. Signed by Judge Robert R Armstrong on 4/8/05. (w/ Prison Consent Form)(CTS,) (Entered: 04/08/2005)
04/14/2005	<u>8</u>	Signed Prisoner Consent Form re <u>7</u> filed by Samuel L McClellan. (CTS,) (Entered: 04/14/2005)
04/25/2005	<u>9</u>	ORDER TO SHOW CAUSE – dft is to appear & show cause in writing w/in 20 days fm date of this order as to why the relief request by pla should not be granted as set out. Show Cause Response due by 5/16/2005. After pla receives a copy of dft's response he may file a travers w/in 10 days after receipt of the copy. Signed by Judge Robert R Armstrong on 4/25/05. (cy to USA for NDAL w/ cy of complaint) (CTS,) (Entered: 04/25/2005)
05/03/2005	<u>10</u>	MOTION to Dismiss by Bureau of Prisons. (Sinclair, Winfield) (Entered: 05/03/2005)
05/03/2005	<u>11</u>	MOTION for Extension of Time <i>Until After Disposition of Defendant's Motion to Dismiss</i> by Bureau of Prisons. (Sinclair, Winfield) (Entered: 05/03/2005)
06/01/2005		ORDER granting <u>11</u> Motion for Extension of Time . Signed by Judge Robert R Armstrong on 06/01/2005. (JSR,) (Entered: 06/01/2005)
07/07/2005	<u>12</u>	ORDER as set out for pla TO SHOW CAUSE w/in 15 days as to why this action should not be transferred to the SD of Mississippi or the District of Columbia; Show Cause Response due by 7/22/2005. Failure of pla to comply w/ this order w/in specified time will result in the dismissal of this action for failure to prosecute. Signed by Judge Robert R Armstrong on 7/7/05. (CTS,) (Entered: 07/07/2005)
07/21/2005	<u>13</u>	RESPONSE to Order <u>12</u> advising court that he was transferred to a minimum security camp in Yazoo City, MS on 6/23/05, filed by Samuel L McClellan. (CTS,) (Entered: 07/25/2005)
07/28/2005	<u>14</u>	REPORT AND RECOMMENDATION Objections to RR due by 8/11/2005. Signed by Judge Robert R Armstrong on 7/28/05. (CTS,) (Entered: 07/29/2005)
10/18/2005	<u>15</u>	MEMORANDUM OPINION as set out, adopting & approving the RR of mag-judge. Signed by Judge William M Acker Jr on 10/18/05. (CTS,) (Entered: 10/18/2005)
10/18/2005	<u>16</u>	ORDER transferring case to another district: ORDER transferring case to the Southern District of Mississippi; original electronic record and certified copy of docket entries will be mailed to Clerk of Court 10 business days from this date. Case reassigned to Judge William M Acker, Jr. Judge Robert R Armstrong no longer assigned to case.. Signed by Judge William M Acker Jr on 10/18/05. (CTS,) (Entered: 10/18/2005)